

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
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June 11, 2010

Richard J. Hayes, Jr., Esq.
27 Water's Edge Drive
Lincolnton, Maine 04849

Re: KJMQ (FM), Lihue, Hawaii
Facility Identification Number: 49898
Hochman Hawaii Four, Inc.
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed May 12, 2010, on behalf of Hochman Hawaii Four, Inc. ("HHFI"). HHFI requests extension of the special temporary authority ("STA") granted on December 3, 2009, to operate Station KJMQ with temporary facilities.¹ In support of the request, HHTI states that it is waiting to order new transmitters for KITH (Kapaa), KTOH (Kalaheo) and KJMQ (Kalaheo), and that the manufacturer is scheduled to begin a production run of new transmitters in June, 2010. HHTI states that it attempted to obtain alternate transmitters but, due to space constraints in the transmitter building, no other transmitters will fit or provide the required power. HHTI states that, during the initial STA period, it has completed all revisions to the transmitter building and has initiated electrical modifications to accommodate the new equipment. The electrical work has been initiated and will be completed shortly. Work was delayed because the site is accessible only by helicopter and the weather during the winter and spring months on Kauai has not been favorable for extensive helicopter travel. This area of Kauai gets over 300 inches of rain per year. HHTI believes that the new transmitter site for these three stations should be fully operational within six months and that no further extension requests will be required. In the meantime, each of these stations continues to operate and serve its communities with the low-power facilities approved in the last STA request. HHTI requests additional time to broadcast at reduced power until the site work and transmitter installation can be completed.

Requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;

¹ KJMQ is licensed for operation on Channel 251C1 (98.1 MHz) with effective radiated power ("ERP") of 51 kW (H&V) and antenna height above average terrain ("HAAT") of 4 meters. Construction Permit BPH-20090928AJT authorizes relocation of the transmitter and operation with ERP of 4 kW and HAAT of 518 meters.

- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Our review indicates that the licensee has made progress toward restoration of licensed operation, but additional time is required for completing the work. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KJMQ may continue to operate from the site authorized by Construction Permit BPH-20090928AJT, employing a temporary antenna with antenna height and effective radiated power less than the permit values. It is anticipated that the full permit facilities will be constructed and an application for license to cover the permit filed prior to the expiration date below. HHFI must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **December 11, 2010**.

Sincerely,

A handwritten signature in blue ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Hochman Hawaii Four, Inc.